

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

RALPH S. JANVEY, in his capacity as	§	
Court-appointed receiver for the Stanford	§	
Receivership Estate; the OFFICIAL	§	
STANFORD INVESTORS	§	
COMMITTEE; PAM REED; SAMUEL	§	
TROICE; and MICHOACAN TRUST;	§	
individually and on behalf of a class of all	§	CIVIL ACTION NO. 3:12-cv-04641-N
others similarly situated,	§	
Plaintiffs,	§	
	§	
v.	§	
	§	
GREENBERG TRAURIG, LLP;	§	
HUNTON & WILLIAMS, LLP; AND	§	
YOLANDA SUAREZ,	§	
Defendants.	§	

**PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE
TO FILE AMENDED COMPLAINT**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

NOW COME Plaintiffs, Ralph S. Janvey, in his capacity as the Court-Appointed Receiver for the Stanford Receivership Estate, Pam Reed, Samuel Troice, and Michoacan Trust individually and on behalf of a class of all others similarly situated, and file this Unopposed Motion for Leave to File Amended Complaint.

Certificate of Counsel

1. Counsel for Defendants are unopposed to this motion.

MOTION FOR LEAVE

2. Plaintiffs seek leave to amend to (1) drop OSIC as a Plaintiff; 2) drop Hunton & Williams as a defendant; and (3) clarify the Receiver's damages.

3. To avoid the continuing delay and needless expense of arguing about assignability of claims, the Receiver seeks to amend the Complaint so that the Receiver rather than OSIC asserts all claims. Because Plaintiffs have settled with Hunton & Williams, the Receiver is dropping it from the amended Complaint. Finally, the Plaintiffs seek to clarify their damages theory.

4. Leave to amend should be freely given, *Robertson v. Plano City of Texas*, 70 F.3d 21, 22 (5th Cir. 1995), unless there is a reason justifying denial, such as: (1) undue delay; (2) bad faith or dilatory motive by the party seeking leave to amend; (3) repeated failure to cure deficiencies by amendments previously allowed; (4) undue prejudice to the opposing party by virtue of allowance of the amendment; or (5) futility of amendment. *Martin's Herend Imports, Inc. v. Diamond & Gem Trading U.S. Co.*, 195 F.3d 765, 770 (5th Cir. 1999). None of these reasons exist here.

5. For these reasons, Plaintiffs seek leave to file the Amended Complaint attached hereto as Exhibit "A."

PRAYER

WHEREFORE, PREMISES CONSIDERED, Plaintiffs respectfully request that this Court grant leave to file the Amended Complaint.

Respectfully Submitted,

NELIGAN LLP

By: /s/ Douglas J. Buncher

Douglas J. Buncher

dbuncher@neliganlaw.com

Republic Center

325 N. St. Paul, Suite 3600

Dallas, Texas 75201

Telephone: (214) 840-5320

Facsimile: (214) 840-5301

CASTILLO SNYDER

By: /s/ Edward C. Snyder

Edward C. Snyder

esnyder@casnlaw.com

Jesse R. Castillo

jcastillo@casnlaw.com

700 N. St. Mary's, Suite 405

San Antonio, Texas 78205

Telephone: (210) 630-4200

Facsimile: (210) 630-4210

CLARK HILL STRASBURGER

By: /s/ Judith R. Blakeway

Judith R. Blakeway

judith.blakeway@clarkhillstrasburger.com

2301 Broadway

San Antonio, Texas 78215

Telephone: (210) 250-6004

Facsimile: (210) 258-2706

By: /s/ David N. Kitner

David N. Kitner

david.kitner@clarkhillstrasburger.com

901 Main Street, Suite 4400

Dallas, Texas 75202

Telephone: (214) 651-4300

Facsimile: (214) 651-4330

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of October, 2018, the foregoing Motion was served on all counsel of record via the Court's ECF system.

/s/ Judith R. Blakeway

Judith R. Blakeway